

United States District Court
Southern District of Texas
Corpus Christi Division

United States Courts
Southern District of Texas
FILED

MAY 05 2021

Nathan Ochsner, Clerk of Court

Bobbie Lee Haverkamp
Plaintiff

vs.

Civil Action 2:17-cv-18

Dr. Owen Murray, Director
of UTMB Correction Manage
Care Program, et al
Defendant

Advisory #2

CMHCC Lacks Standing Immunity

Advisory #2
that CMHCC Lacks Standing
of Immunity due to Violation
by Defendants under the 14th Amendments

To the Honorable Judge of Said Court,
Now Comes, Ms Bobbie
AKA the Plaintiff and presents facts that the
Defendants they they have standing as a exception
to Ex Parte Frank's on Immunity is no longer
thereby but is Now challenged that the Defendants
have violate the Plaintiff Equal Protection Rights^①

① 14th Amendment, Equal Protection Clause.

using the theory "they can't be sued or sue."

Jurisdiction

The Plaintiff comes to the District Court on Advisory #2 that under U.S. Const, art 3, § 2, 28 U.S.C. § 1331 she may assume this District Court Assumes federal question jurisdiction when an action "arises under" the Constitution, laws, or treaties of the United States).

Advisory #2 is not theory of Immunity but a actual violation Civil Rights Act 42 U.S.C. § 1983

The Plaintiff realizes the Defendants have an appeal on the theory of Immunity based on the government enjoys Immunity

The Plaintiff now challenges any Immunity based (actual violations) of Constitutional Rights by the Defendants.

The District Court has jurisdiction due to a actual violation has occurred and effects the Plaintiff in real time, not Theory.

Argument

Your Honor, the Plaintiff will keep her legal authorities to a minimum, she will present facts to the District Court, the Court knows the law and can apply it to the Plaintiff's version of facts.

If the Defendants object, the Court can certainly call on the Plaintiff's Attorney's that's defending her in the 5th Circuit on the theory of Immunity against Corbello's theory that her defendants cannot sue or be sued. Your Honor we got real hurt in real time — theory's over with.

Advisory #2 opens.

In 1945, George Orwell (1903-1950) wrote a book called "Animal Farm".

The short narrative is the animals on the farm revolted, took over the farm and it was the "Pigs" that took over management of the farm.

As the "Pigs" took over, they mingled with "MEN". One day the farm animals looked in the window and they could not tell the difference between "Pigs and Men".

cls the present Civil Action, the Court is
real familiar with the past history of Civil
Action 2:17-cv-18 so lets skip the history lesson
and press on.

This Civil Action is a Amended Complaint
formed from D.E. 60 and DE 62 that Mag.
Judge B. Janice Ellington instructed the Plaintiff,
to file under John/Jane Does due the State
had to have time to name the correct Defendants
to provide relief.

So the Plaintiff filed the complaint,

John & Jane Does;

- University of Texas Senior Medical Directors
- University of Texas Medical Director of UTMB
- University of Texas Mental Health Service Directors
- University of Texas Medical Branch Directors.

Yours Honor, the John / Jane Does are taken
right out of Director Owen Murray Correctional
Manageral Health Care Policy^①, "Treatment of Offenders
with Gender Disorders". Effective 5/16/2012

① Case 2:17-cv-18 Document 62-1 Filed TXSD on 10/05/17 p22 of 23

The Plaintiff falls dead on this policy, as he was diagnosed for Gender Dysphoria by Psychiatrist Dr. Philip Farley. June 6, 2013

There are two things that are important in Policy 51.11 dated 5/16/2012:

- 1) There were University Directors (Mental and Medical) that were the approving authorities for treatment plans and hormone therapy related to GID.
- 2) Policy 51.11 dated 5/16/2012 titled

Treatment of Offenders with Gender Disorders referenced the World Professional Association for Transgender Health as) the Standard of Care that the University Directors would use as) their Standard of Care, and SRS.

Between June 2013 and Jan 2015 all of the above was gutted. The Court asks a fair question, "By whom?!"

The Plaintiff proves in a Prima facie, when only Dr. Murray the Director of CMHC Policy and the CMHC are allowed to add or delete the

Health Care Policy on the CMHCC that the reasonable inferences in absent of an explanation the CMHCC with Dr. Murray is responsible for the deletion of adequate medical care that included University Directors, a Standard of Care that included sex-reassignment surgery Hormone therapy with non-invasive treatments that would allow the Plaintiff to live largely as a woman as in Kosilek, *supra*.

#1 There is a direct violation of 42 U.S.C. § 1983 based on Deprivation of the 14th Amendment Right to Equal Protection by refusing Access to Medical Care as Similarly Situated Cisgender Female Inmates have

Dr. Owen Murray Director of Correctional Management Health Care and the CMHCC have caused Direct Harm using the Theory of Immunity that they cannot be sued or sue yet their policies cause violations of 42 U.S.C. § 1983 and denied Equal Protections to those with Gender Dysphoria.

your Honor, once harm has been alleged then the immunity shield has been pierced ① and those behind the immunity shield are required to come forward, in this case to District Court, to explain their actions.

① Nixon Watergate hearings, "Presidential Immunity," "Executive Privilege."

The difference is there is direct harm now, whereas before immunity was only theory.

The 5th Circuit has theory of exception to Ex Parte Franks, and we still have Ex Parte Franks, how to tell them apart.

Yet actual harm in the Civil Action has taken place, we are back to "Animal Farm", as the "Pigs" mingled with "Men" no-one can tell them apart.

Your Honor, we are sitting on a Powder Keg for those with Gender Dysphoria.

• Dr. Owen Murray provide no mental health care

• The 5th Circuit allows non-invasive treatments but Dr. Owen Murray won't approve it and his office has written no policies that provide clear direction for those with Gender Dysphoria for the Non-invasive treatments much less SRS

• There is no adequate medical care for Gender Dysphoria Under any medical guidelines

Your Honor, Dr. Linthicum answered to the Step 2 Grievance voices more than concern, it's a command. Fix the Problem, provide adequate medical care for Gender Dysphoria under G-51.11 w/ attachments dated 5/16/2012.

your Honor, the 5th Circuit approved non-invasive treatments for Gender Dysphoria ruling the non-invasive treatment provided significant relief for Gender Dysphoria

your Honor), Corbello, Dr. Murray, the CMHCC are stalling. While their stalling, people with Gender Dysphoria are being denied any significant relief from Gender Dysphoria,

The 5th Circuit ruled in Gibson, sua that non-invasive treatments provided significant relief

The Plaintiff ask for the 5th Circuit to provide significant relief for her Gender Dysphoria and extend the relief to others in Texas Prisons with Gender Dysphoria.

your Honor, the Court is well aware also filed notice that if the Bentwood parties hurt themselves on the floor making them cut their hair, as was seen under the jailhouse Lawyer dictated.

A copy of the Advisory was sent to Warden Williams and Sgt Rogers of PEA and Sgt Rogers Supervisory, Selene went to Court and received

verbal reprimand, which the prison saying
Keep your hair above your shoulders.

Your Honor, Dr. Murray and the CMHCC
doged the bullet but that's over with—We
have harm to transgenders, continues harm that
requires adequate Medical Care

We need the Significant Relief in the
form of permanent or temporary. If its
temporary until after Corbello, Dr. Murray and
the CMHCC goes to trial and perhaps to jail

Your Honor, any way, anyone wants to
cut this, the CMHCC, Dr. Murray, Corbello does
not have immunity to cause harm to those
with Gender Dysphoria. ①

So Pray the Plaintiff
Ms Bobbie

4-24-2021

Your Honor the Plaintiff gives notice
to Dr. Murray, the CMHCC and Corbello the
Plaintiff intends to call to the witness stand any
trans-girl that has had physical harm because
of Dr. Murray and the CMHCC deliberate indifference

① Civil Action 2:17-cv-18 now pivots to confront Dr. Owens
Murray and company. Your Honor this will be no problem—
the formation of issues are ready.

Under the Ramos v. Lamb, the Supreme Court said the Defendants Dr Murray, the CMHCC committee Deliberate Indifference to serious medical need is shown when prison officials have prevented an inmate from receiving recommended treatment. (In this case adequate medical care for those with Gender Dysphoria.)

The jury will be presented, with Court approval, monetary damages for these trans-girls. The Defendants can open a office on the Stiles Unit for their Mal-practice insurance personal for pay out.

The Plaintiff, Bobbie Lee Hawkamps declines any monetary damages.)

Your Honor, there's not a jury in the United States will give Dr. Murray and the CMHCC the power to inflicted harm based on any kind of inanity. We are going to have a Jury Trial — ask them the question!!

If the defendants want to discuss a settlement, have them go to Trans-Pride, Nell Grotter and Rights Behind Bars, Samuel Weiss Attorney at Law, their Bleeding Heart Liberals, talk to them.

The Defendants, Dr Murray and the CMHCC have culpability, their going to answer for it.

Yours Honor), have the Defendants answer Civil Action 2:17-cv-18, lets go to trial.

So Prays the Plaintiff

Ms. Bobbie

4-24-2021.

Certification of Service

The Clerk was asked to make a copy and send it to the Texas Attorney General - Ms Corbello and Rights Behind Bars - Samuel Weiss.

So Prays the Plaintiff
Ms Bobbie

Yours Honor), the Plaintiff asks the Court to be thinking about a Court Appointed Attorney, we're going to trial, no government official is going to deny culpability. UTMB medical is responsible and their going to provide relief for these young trans gender that don't have the sense to come out of the rain - Corbello, Dr. Murray and his CMHCC are responsible, the Plaintiff can prove they don't have immunity. They going to trial.

① The Good, Bad, Ugly.

4-24-2021 ⑪

The Plaintiff stands by her Civil Suits ⑩ have been in the Court 5 years and 245 Court filings Ms Bobbie